

NOVEMBER 22, 2010

A Work Session Meeting of Mayor and Council was convened at 7:00 p.m. on November 22, 2010 in Council Chambers of Borough Hall with Mayor Dempsey presiding.

Mayor Dempsey related that this meeting is being held in accordance with the Open Public Meetings Act of 1975 and that notice was given to the Coast Star and the Asbury Park Press on December 22, 2009.

ROLL CALL: Present: Council Members Bossone, Connolly, Donovan, Grasso, and Lee

Absent: Council Member Lucas (Council Member Lucas arrived at 7:45 p.m.)

Also present was Borough Attorney James Kinneally and Borough Administrator/CFO Joseph DeIorio

**ITEM #1 Use of Borough Property:**

\*Manasquan Seniors Berry Festival – 8/7/2011

Council Member Connolly made a motion to approve this event, seconded by Council Member Lee. Roll call was taken and the motion carried unanimously.

\*Pre-Thanksgiving Parade & Bonfire – 11/24/2010

Council Member Connolly asked that the Mayor read the additional safety permit conditions that will be required by the Fire Department.

Council Member Lee made a motion to approve this event, seconded by Council Member Donovan. Roll call was taken and the motion carried unanimously.

**ITEM #2 Special Citizen Area Trans (SCAT) – discussion**

Borough Administrator advised the council that the County contacted the Borough because the contract is up for renewal in January. He informed the governing body that the contract is a couple of thousand dollars. He advised that the Borough obtained a list of the monthly usage of the SCAT program. He advised that currently the Borough only has one resident that uses it consistently throughout the year. There are two other residents that use it sporadically. He recommended that due to the limited number of usage for this particular program by the residents is to discontinue the program for the year 2011. He stated that financially it does not make sense.

Council Member Connolly stated that she would like to look at those figures and look at the residents that using them and perhaps decide at another time.

Mayor Dempsey advised that the council should all come back at the next meeting and a decision will be made then.

Discussion on the process of the SCAT program.

Council Member Donovan wanted to make sure that the Seniors know about this program before it was taken away.

Borough Administrator DeIorio advised that he will send out a web blast, all of council will receive a copy of the contract plus the usage and the individuals that are using the service, how many seniors fall under the tax credit program; he will find out how much an ad is and shared services. He advised that he will bring all that back for the next meeting and then the governing body can make a decision.

**ITEM #3 Review of Resolutions for Consideration at the Regular Meeting**

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There were no questions or comments on the resolutions scheduled for the regular meeting.

### COMMITTEE REPORTS

Law and Code Committee – Council Member Grasso stated that the fees and revenue are down 28%. He stated that this is with the increased fees of 2010. He stated that court fees paid to the Borough are down 20%. He stated that it has been in the red for 9 straight months.

Council Member Grasso made a motion to take the taxi ordinance off the table and to proceed to vote on an ordinance at the December 7, 2010 meeting, seconded by Council Member Connolly. “yes” Council Member Connolly, Donovan, Grasso, “no” Council Member Bossone, Lee (see concerns below)

Council Member Lee asked Council Member Grasso if there has been any change in the police department’s view about the enforcement of the Taxi Ordinance. He stated that this is the reason for the disagreement of the whole ordinance. He stated that the police department has indicated that they have other higher priority issues to enforce and that the taxi enforcement would be secondary.

Council Member Grasso stated that he hoped that the police department would due their duty to enforce this law and protect our people and to protect our companies that do work here. He advised the council the time line and the departments that were involved in this ordinance. He advised that he really does believe that this ordinance has to be put through to protect our people in our town and also to keep some of the other taxi cabs out of our town and to increase revenues. He advised that 4 of the 5 taxi cab companies in town were in favor of this ordinance.

Council Member Lee stated that the taxi companies only want this ordinance only if it is going to be enforced. He stated again that the enforcement of this ordinance is not going to be a priority. He stated that he would hope that Council member Grasso would bring back the Police Chief’s directive on enforcement.

Council Member Grasso asked the governing body if there is any conflict with having relatives and friends working for taxi companies.

Council Member Lee stated that he has relatives and friends that work or own taxi cabs.

Council Member Connolly stated “should you not exclude yourself then from voting.”

Council Member Lee asked the Borough Attorney that if his son used to work there and that he has numerous friends that do work for a taxi and numerous friends that are owners themselves.

Borough Attorney stated that if the council member’s son lives with him and does not work for a Manasquan Taxi cab then there is no conflict. He stated that if any of the friends that you have are so close to you that you believe that relationship would affect your vote then you should recues yourself.

Council Member Lee stated that with that answer he has no problem with voting no.

There was a discussion on exactly what relationships would qualify for a council member recusing them from voting.

The Borough Attorney advised that the vote was 3 to 2 in favor of putting the taxi ordinance back on the table. He advised that the Taxi Ordinance would be listed for introduction on the first meeting in December.

Council Member Grasso stated that there have been numerous complaints from residents with regards to dogs on the beach and the beach walk.

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Council Member Grasso made a motion that Code 12-4.5 "Dogs Restricted" be removed from the Code Book. There was no second.

Council Member Grasso made a statement with regards to the Wind Turbine and his concerns. He stated that the Finance Committee under Council Member Connolly.....

Mayor Dempsey advised that the Finance Committee should be under Council member Connolly's report not Law and Code.

Administration and Finance Committee – Council Member Connolly advised that the payment of bills in the amount of \$476,211.68 was approved by the committee. She stated that there is about 652 citizens that have signed up to for the e-bulletin. She recommended that there be sign up sheet outside the clerk's office and finance office so people can sign up and give us their e-mail and the Borough can put them on the website. She advised that the audience on the process of a Bond Anticipation Note.

Parks and Public Property - Council Member Lee reported that the DCI building in conjunction with Friends Helping Friends, Recreation and local residents the revisions to the building have come out nicely. He advised that there has been a roof issue at the DCI building. He stated that he brought to the Administrator's attention an estimate for the repair, which would be an emergency repair. He advised that NJ Transit's issue with regards to subletting the parking and property. He advised that the committee met and they brought in a resident who operates the train station to try and brainstorm how they could work together. He advised that the committee will be meeting and will bring back some recommendations at the next meeting. He advised that the back entrance of Borough Hall is being scheduled to be regarded. This information will be addressed at T&M Associates report at the regular meeting. He advised that the Borough went through the energy audit and received the results. He stated that the borough buildings need about \$50,000 worth of improvements. He advised that there are 2 different grants. One was for \$20,000 direct install and Smart Growth is \$30,000.

Beach Committee – Council Member Bossone advised that the micro paving will be sealing up the cracks on the beach walk and on Brielle Road. He advised that the utility truck was delivered. He reminded everyone that badges go on sale December 1 through December 31 at Borough Hall during normal operating hours of 10 a.m. to 2 p.m. He stated that the prices would be at 2010 prices. He requested a confirmation of the date for the end of the year reports for December 20, 2010.

Council Member Bossone stated that he does not have any relatives related to any taxi businesses in town, but he does have friends.

Council Member Bossone asked the Borough Attorney if it was too late in the year to introduce an ordinance.

The Borough Attorney advised that there is still time to introduce and approve an ordinance for 2010.

Public Works Committee - Council Member Donovan advised that the leaf collection schedule is underway. He advised that this information is on the website. He advised that the work on the Water Treatment Plant is going as scheduled. He advised that there is an issue with 2 wells that might have to be rehabbed. He thanked the Turkey Trot Committee for a run well done.

#### **AUDIENCE PARTICIPATION**

Council Member Donovan made a motion to open the meeting up to the public, seconded by Council Member Lee. Motion carried unanimously.

Fran Drew, 23 Virginia Avenue, stated that there might be a possible alternative to the Scat Program. She stated that there are 7 churches in town and 1 or more of them may have a free service for transporting seniors. She advised that she would be more than

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willing to attend a meeting where all the churches will be and ask what services they offer and pass that information on the borough administrator.

Council Member Bossone made a motion to close the public portion, seconded by Council Member Donovan. Motion carried unanimously.

The closed session portion of the minutes begins on the next page. The signature and approval date are located on the last page following the closed session meeting minutes.